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## FACSIMILE COVER SHEET

**Date:** March 12, 2002

**To:** Ms. Delora Dillard  
Office of Initial Patent Examination (OIPE)  
U.S. Patent and Trademark Office

**Client Code:** 3276.1000-000

**Fax Number:** (703) 305-9822

**From:** David E. Brook, Esq.

**Subject:** Request for Corrected Filing Receipt for  
Utility Application No.: 09/937,649  
Attorney Docket No.: 3276.1000-000

Number of pages including this cover sheet: 7

Please confirm receipt of facsimile: Yes        No       

**Comments:**

On the Filing Receipt that we have received for the referenced application, the first name of inventor Baron-Luhr has been misspelled as "Bottina." The correct spelling is "Bettina". In addition, inventor Margrit Kernbach Hahn's last name has been misspelled as "Hann". A marked up copy of the incorrect Filing Receipt that we received on March 11, 2002 is enclosed, together with a copy of the executed Declaration document. Please correct the spelling of inventor Baron-Luhr's first name to "Bettina", correct the spelling of inventor Kernbach Hahn's last name, and issue a corrected Filing Receipt. Thank you.

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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/937,649	01/28/2002	1851	1142	3276.1000000	1	24	4

## CONFIRMATION NO. 2383

21005  
 HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
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## FILING RECEIPT



\*OC00000007572410\*

Date Mailed: 03/05/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Johannes Gerdes, Feldhorst, GERMANY;  
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 Margrit Kernbach ~~Hann~~, Kaltenkirchen, GERMANY; *HAHN*  
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 Johanna Suwinski, Wiemesdorf, GERMANY;  
 Rolf Knippers, Konstanz, GERMANY;

*BETTINA*

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/EP00/02910 03/31/2000

## Foreign Applications

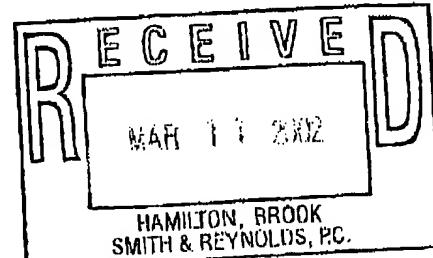
GERMANY 199 15 057.5 04/01/1999

Projected Publication Date: Not Applicable, filed prior to November 29,2000

Non-Publication Request: No

Early Publication Request: No

Title



Monoclonal antibodies against human protein mcm3, process for their production, and their use

**Preliminary Class**

435

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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**COPY**DOCKET NO. 3276.1000-000

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Declaration for Patent Application

As a named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed) or an original, first and joint inventor (if plural names are listed in the signatory page(s) commencing at page 3 hereto) of the subject matter which is claimed and for which a patent is sought on the invention entitled

MONOCLONAL ANTIBODIES AGAINST HUMAN PROTEIN MCM3, PROCESS FOR THEIRPRODUCTION, AND THEIR USE

the specification of which (check one)

 is attached hereto.

was filed on March 31, 2000 as PCT International Application No. PCT/EP00/02910,  
the U.S. National Phase of which was assigned U.S. Application No. 09/937,649, filed on  
September 27, 2001 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>			<u>Priority Not Claimed</u>	<u>Certified Copy Filed?</u>
<u>Priority Number</u>	<u>Country</u>	<u>(Day/Month/Year filed)</u>	<u>YES</u>	<u>NO</u>
<u>DE 199 15 05 7.5</u> (Number)	<u>Germany</u> (Country)	<u>01/April/1999</u> (Day/Month/Year filed)	<input type="checkbox"/>	<input type="checkbox"/>
<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year filed)</u>	<input type="checkbox"/>	<input type="checkbox"/>
<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year filed)</u>	<input type="checkbox"/>	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

<u>(Application Number)</u>	<u>(Filing Date)</u>
<u>(Application Number)</u>	<u>(Filing Date)</u>

-2-

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information known by me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing date)	(Status: patented, pending, abandoned)
(Application Serial No.)	(Filing date)	(Status: patented, pending, abandoned)
(Application Serial No.)	(Filing date)	(Status: patented, pending, abandoned)
(Application Serial No.)	(Filing date)	(Status: patented, pending, abandoned)

As a named inventor, I hereby appoint the attorneys and/or agents associated with  
Hamilton, Brook, Smith & Reynolds, P.C., 530 Virginia Road, P.O. Box 9133, Concord, Massachusetts 01742-  
9133, Customer No. 21005,

and \_\_\_\_\_  
to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please send correspondence to:

Customer No. 21005  
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road  
P.O. Box 9133  
Concord, MA 01742-9133

or

Address as follows:

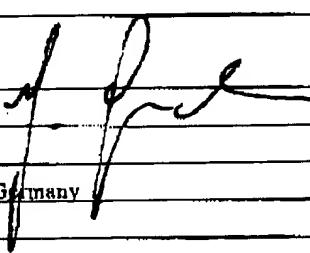
Direct telephone calls to: David E. Brook, Esq. Telephone No.: 978-341-0036

Direct faxes to: David E. Brook, Esq. Facsimile No.: 978-341-0136

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole

or first inventor Johannes Gerdes

Inventor's Signature 

Date 17.01.07

Residence Steinfeld 79

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## Full name of second joint

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## Full name of third joint

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## Full name of fourth joint

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## Full name of fifth joint

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-4-

## Full name of sixth joint

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inventor, if any Johanna Suwinski Date 17.01.2002  
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## Full name of ninth joint

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